SHARK Collection Phase

| From                         | То  |
|------------------------------|---|
| David Albright/R9/USEPA/US   | "Kustic, Tim" <tim.kustic@conservation.ca.gov></tim.kustic@conservation.ca.gov>       |
|                              | Rob.Habel@conservation.ca.gov   |
|                              | "Salera, Jerry" <jerry.salera@conservation.ca.gov></jerry.salera@conservation.ca.gov> |
|                              | "Kustic, Tim" <tim.kustic@conservation.ca.gov>,</tim.kustic@conservation.ca.gov>      |
|                              | Rob.Habel@conservation.ca.gov, "Salera, Jerry"  |
|                              | <jerry.salera@conservation.ca.gov></jerry.salera@conservation.ca.gov>                 |
| CC                           | BCC   |
| George Robin/R9/USEPA/US@EPA |   |
| Subject                      | Date/Time   |
| Meeting last week            | 03/26/2012 01:48 PM   |

## **Item Body**

## Gentlemen:

Thanks for your time last week. I thought we had a good discussion on a number of key topics and I wanted to memorialize a few action items -

<u>Aquifer Exemptions</u>: EPA committed to clarifying what we believe the State requested and what EPA approved regarding the boundaries of exempted aquifers when primacy was granted (e.g., approval was for productive areas only, or entire formations, units or fields). We expect to have a preliminary determination to discuss with DOGGR within a month.

<u>UIC performance measure re: wells losing MI</u>: EPA will send a letter to DOGGR discussing Measure SDW-7 from the Agency's strategic plan. Measure SDW-7 tracks the percentage of UIC wells that lose MI and are "returned to compliance" within 180 days. EPA would like to clarify the language of this measure and encourage DOGGR to increase their percentage, if possible (reported 47% at end of last fiscal year - one of the lowest percentages in the nation).

<u>Inergy</u>: EPA committed to scheduling an inspection of the injection wells at Inergy as soon as possible to determine whether these wells require a permit from EPA. EPA will invite DOGGR District 4 staff to join us for the inspection.

<u>Class II Program Review</u>: DOGGR expects to submit a response, following up on EPA's Class II program review, by the end of March.

Please let me know if I missed any specific action items or if you have questions/clarifications.

| ************************************** | David          |
|--|----------------|
|  | David Albright |

USEPA, Region IX Phone: 415.972.3971

75 Hawthorne Street Mail Code: WTR-9 San Francisco, CA 94105 Fax: 415.947.3549

Email: albright.david@epa.gov

\*